



## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application No.	10/605,228
		Filing Date	September 16, 2003
		First Named Inventor	Stephen J. Brown
		Art Unit	3626
		Examiner Name	Unassigned
Total Number of Pages in This Submission	18	Attorney Docket Number	6858P001C4

### ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form  <input checked="" type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input checked="" type="checkbox"/> Information Disclosure Statement <input checked="" type="checkbox"/> PTO/SB/08  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):	<input type="checkbox"/> Return Postcard <input type="checkbox"/> Copies of Cited Art (84)	
			<input type="checkbox"/> Remarks	

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	André L. Marais, Reg. No. 48,095  BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	07/15/04

### CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Typed or printed name	Dawn Shaw		
Signature		Date	7-16-04

Based on PTO/SB/21 (04-04) as modified by Blakely, Sokoloff, Taylor & Zafman (wtr) 06/04/2004.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



# FEET TRANSMITTAL for FY 2004

Effective 01/01/2004. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27.

**TOTAL AMOUNT OF PAYMENT**      **(\$)**      **0.00**

## Complete if Known

Application Number	10/605,228
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First Named Inventor	Stephen J. Brown
Examiner Name	Unassigned
Art Unit	3626
Attorney Docket No.	6858P001C4

## METHOD OF PAYMENT (check all that apply)

Check     Credit card     Money Order     Other     None  
 Deposit Account

Deposit Account Number **02-2666**

Deposit Account Name **Blakely, Sokoloff, Taylor & Zafman LLP**

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below     Credit any overpayments  
 Charge any additional fee(s) or underpayment of fees as required under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1001	770	2001	385	Utility filing fee
1002	340	2002	170	Design filing fee
1003	530	2003	265	Plant filing fee
1004	770	2004	385	Reissue filing fee
1005	160	2005	80	Provisional filing fee
SUBTOTAL (1)		(\$)		

### 2. EXTRA CLAIM FEES

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			$\frac{92}{3}$	$\times$	$=$

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple Dependent claim, if not paid
1204	86	2204	43	**Reissue independent claims over original patent
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$)		

\*\*or number previously paid, if greater. For Reissues, see below

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051	65 Surcharge - late filing fee or oath
1052	50	2052	25 Surcharge - late provisional filing fee or cover sheet.
2053	130	2053	130 Non-English specification
1812	2,520	1812	2,520 For filing a request for ex parte reexamination
1804	920 *	1804	920 * Requesting publication of SIR prior to Examiner action
1805	1,840 *	1805	1,840 * Requesting publication of SIR after Examiner action
1251	110	2251	55 Extension for reply within first month
1252	420	2252	210 Extension for reply within second month
1253	950	2253	475 Extension for reply within third month
1254	1,480	2254	740 Extension for reply within fourth month
1255	2,010	2255	1,005 Extension for reply within fifth month
1404	330	2401	165 Notice of Appeal
1402	330	2402	165 Filing a brief in support of an appeal
1403	290	2403	145 Request for oral hearing
1451	1,510	2451	1,510 Petition to institute a public use proceeding
1452	110	2452	55 Petition to revive - unavoidable
1453	1,330	2453	665 Petition to revive - unintentional
1501	1,330	2501	665 Utility issue fee (or reissue)
1502	480	2502	240 Design issue fee
1503	640	2503	320 Plant issue fee
1460	130	2460	130 Petitions to the Commissioner
1807	50	1807	50 Processing fee under 37 CFR 1.17(q)
1806	180	1806	180 Submission of Information Disclosure Stmt
8021	40	8021	40 Recording each patent assignment per property (times number of properties)
1809	770	1809	385 Filing a submission after final rejection (37 CFR § 1.129(a))
1810	770	2810	385 For each additional invention to be examined (37 CFR § 1.129(b))
1801	770	2801	385 Request for Continued Examination (RCE)
1802	900	1802	900 Request for expedited examination of a design application
Other fee (specify)		IDS	0.00

\* Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)**      **(\$)**      **0.00**

## SUBMITTED BY

Name (Print/Type)	André L. Marais	Registration No. (Attorney/Agent)	48,095	Telephone	(408) 947-8200
Signature				Date	07/15/04

Based on PTO/SB/17 (10-03) as modified by Blakely, Sokoloff, Taylor & Zafman (wir) 02/10/2004.  
SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

STEPHEN J. BROWN

Application No.: 10/605,228

Filed: September 16, 2003

For: **Patient Control of Health-Related Data In  
A Remote Patient Monitoring System**

Art Group: 3626

Examiner: Unassigned

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

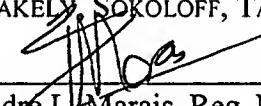
In accordance with the duty of disclosure, enclosed is a copy of IDS Citation Form PTO/SB/08 or PTO-1449, together with copies of the documents cited on that form, except for copies not required to be submitted (e.g., copies of U.S. patents and U.S. published patent applications need not be enclosed for applications filed after June 30, 2003). This IDS and IDS Citation Form are being submitted before the mailing of a first Office Action. It is respectfully requested that the cited references be considered and that the enclosed copy of PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made in the subject application and is not to be construed as an admission that the information cited in this statement is material to patentability.

Please charge any fees due to Deposit Account 02-2666. A duplicate copy of the Fee Transmittal (PTO/SB/17) is enclosed for this purpose.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

  
Andre L. Marais, Reg. No. 48,095

Date: 07/15/04

12400 Wilshire Boulevard, 7th Floor  
Los Angeles, CA 90025  
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Dawn Shaw 7-16-04  
Date



Substitute for form 1449A/PTO  
**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**  
(Use as many sheets as necessary)

Complete if Known

<b>Application Number</b>	10/605,228
<b>Filing Date</b>	September 16, 2003
<b>First Named Inventor</b>	Brown, Stephen
<b>Group Art Unit</b>	3626
<b>Examiner Name</b>	Unknown

Sheet 1 of 13

Attorney Docket No: 6858P001C4

**US PATENT DOCUMENTS**

Examiner Initial *	USP Document Number	Publication Date	Name of Patentee or Applicant of cited Document	Class	Subclass	Filing Date if Appropriate
/VF/	US-3,426,150	02/04/1969	Tygart, William H.			09/27/1965
	US-3,566,365	02/23/1971	Rawson, Edward B., et al.			09/12/1968
	US-3,566,370	02/23/1971	Worthington, Jr., Harvey , et al.			06/10/1969
	US-3,768,014	10/23/1973	Smith,			01/28/1972
	US-3,910,257	10/07/1975	Fletcher, James C., et al.			04/25/1973
	US-3,920,005	11/18/1975	Gombrich, Peter P., et al.			09/28/1973
	US-3,996,928	12/14/1976	Marx, Alvin J.			05/28/1975
	US-4,004,577	01/25/1977	Sarnoff, Stanley J.			07/15/1974
	US-4,130,881	12/19/1978	Haessler, Herbert A., et al.			01/28/1974
	US-4,150,284	04/17/1979	Trenkler, George , et al.			04/28/1977
	US-4,151,407	04/24/1979	McBride, Lyle E., et al.			04/28/1977
	US-4,151,831	05/01/1979	Lester, Robert W.			11/15/1976
	US-4,173,971	11/13/1979	Karz, Allen E.			08/29/1977
	US-4,216,462	08/05/1980	McGrath, William J., et al.			08/06/1978
	US-4,227,526	10/14/1980	Goss, Jack			04/13/1978
	US-4,253,521	03/03/1981	Savage, Ronald E.			10/23/1978
	US-4,259,548	03/31/1981	Fahey, Robert J., et al.			11/14/1979
	US-4,270,547	06/02/1981	Steffen, Dale A., et al.			10/03/1978
	US-4,296,756	10/27/1981	Dunning, Ted E., et al.			07/26/1979
	US-4,347,568	08/31/1982	Giguere, Edward L., et al.			12/07/1978
	US-4,347,851	09/07/1982	Jundanian, Richard H.			10/21/1980
	US-4,360,345	11/23/1982	Hon, David			07/14/1980
	US-4,417,306	11/22/1983	Citron, Paul , et al.			01/07/1982
	US-4,422,081	12/20/1983	Woods, Donald C., et al.			04/27/1982
	US-4,449,536	05/22/1984	Weaver, Charles S.			10/31/1980
	US-4,465,077	08/14/1984	Schneider, Howard			11/12/1981
	US-4,473,884	09/25/1984	Behl, Robert S.			01/08/1982

EXAMINER

/Vanel Frenel/

DATE CONSIDERED

04/13/2008

Substitute for form 1449A/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <small>(Use as many sheets as necessary)</small>		Complete if Known	
		<b>Application Number</b>	10/605,228
		<b>Filing Date</b>	September 16, 2003
		<b>First Named Inventor</b>	Brown, Stephen
		<b>Group Art Unit</b>	3626
		<b>Examiner Name</b>	Unknown
Sheet 2 of 13		Attorney Docket No: 6858P001C4	

/VF/	US-4,519,398	05/28/1985	Lisiecki, Andrew I., et al.			01/21/1982
	US-4,531,527	07/30/1985	Reinhold, Jr., Herbert E.			07/09/1982
	US-4,546,436	10/08/1985	Schneider, Wolfgang , et al.			07/06/1983
	US-4,566,461	01/28/1986	Lubell, Michael , et al.			02/15/1983
	US-4,576,578	03/18/1986	Parker, Robert R., et al.			03/31/1983
	US-4,592,546	06/03/1986	Fascenda, Anthony C., et al.			04/26/1984
	US-4,627,445	12/09/1986	Garcia, S. F.			04/08/1985
	US-4,674,652	06/23/1987	Aten, Edward M., et al.			04/11/1985
	US-4,686,624	08/11/1987	Blum, D., et al.			04/10/1984
	US-4,694,490	09/15/1987	Harvey, John C., et al.			11/03/1981
	US-4,695,954	09/22/1987	Rose, Robert J., et al.			10/31/1984
	US-4,712,562	12/15/1987	Ohayon, Jacques J., et al.			10/01/1986
	US-4,722,349	02/02/1988	Baumberg, Iosif			09/29/1983
	US-4,729,381	03/08/1988	Harada, Chikao , et al.			02/04/1987
	US-4,731,726	03/15/1988	Allen, III, Lyle M.			05/19/1986
	US-4,768,229	08/30/1988	Benjamin, Lester F., et al.			07/21/1986
	US-4,779,199	10/18/1988	Yoneda, Kiwamu , et al.			09/08/1986
	US-4,782,511	11/01/1988	Nemec, , et al.			07/11/1986
	US-4,796,639	01/10/1989	Snow, Michael G., et al.			11/05/1987
	US-4,799,199	01/17/1989	Scales, III., Hunter L., et al.			09/18/1986
	US-4,803,625	02/07/1989	Fu, Ping W., et al.			06/30/1986
	US-4,835,372	05/30/1989	Gombrich, Peter P., et al.			07/24/1987
	US-4,838,275	06/13/1989	Lee, Arnold S.			07/20/1987
	US-4,858,354	08/22/1989	Gettler, Lawrence H.			03/09/1987
	US-4,858,617	08/22/1989	Sanders, William J.			09/10/1987
	US-4,890,621	01/02/1990	Hakky, Said I.			01/19/1988
▼	US-4,897,869	01/30/1990	Takahashi, Masatomo			04/14/1989
	US-4,907,973	03/13/1990	Hon, David C.			11/14/1988

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**  
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Complete if Known

<b>Application Number</b>	10/605,228
<b>Filing Date</b>	September 16, 2003
<b>First Named Inventor</b>	Brown, Stephen
<b>Group Art Unit</b>	3626
<b>Examiner Name</b>	Unknown

Sheet 3 of 13

Attorney Docket No: 6858P001C4

/VF/	US-4,933,873	06/12/1990	Kaufman, Stephen B., et al.			06/02/1988
	US-4,950,246	08/21/1990	Muller, Robert H.			04/27/1988
	US-4,953,552	09/04/1990	DeMarzo, Arthur P.			04/21/1989
	US-4,958,632	09/25/1990	Duggan, Stephen R.			03/05/1980
	US-4,958,641	09/25/1990	Digby, Dennis , et al.			03/10/1989
	US-4,967,756	11/06/1990	Hewitt, Terry L.			06/15/1988
	US-4,977,899	12/18/1990	Digby, Dennis , et al.			11/24/1989
	US-4,979,509	12/25/1990	Hakky, Said I.			07/19/1989
	US-5,007,429	04/16/1991	Treach, James E., et al.			04/11/1989
	US-5,016,172	05/14/1991	Dessertine, Albert L.			12/26/1989
	US-5,019,974	05/28/1991	Beckers, Andreas G.			02/22/1990
	US-5,024,225	06/18/1991	Fang, William			09/26/1989
	US-5,025,374	06/18/1991	Roizen, Michael , et al.			12/09/1987
	US-5,034,807	07/23/1991	Von Kohorn, Henry			10/19/1989
	US-5,036,462	07/30/1991	Kaufman, Stephen B., et al.			09/29/1989
	US-5,049,487	09/17/1991	Phillips, Roger , et al.			02/11/1988
	US-5,050,612	09/24/1991	Matsumura, Kenneth N.			09/12/1989
	US-5,056,059	10/08/1991	Tivig, Gerhard , et al.			11/19/1990
	US-5,059,394	10/22/1991	Phillips, Roger , et al.			02/11/1988
	US-5,065,315	11/12/1991	Garcia, Angela M.			10/24/1989
	US-5,068,536	11/26/1991	Rosenthal, Robert D.			04/09/1991
	US-5,074,317	12/24/1991	Bondell, James A., et al.			03/24/1989
	US-5,077,476	12/31/1991	Rosenthal, Robert D.			08/10/1990
	US-5,095,798	03/17/1992	Okada, Sاتuro , et al.			01/08/1990
	US-5,109,414	04/28/1992	Harvey, John C., et al.			09/25/1990
	US-5,109,974	05/05/1992	Beer, Christian , et al.			05/11/1990
	US-5,111,396	05/05/1992	Mills, Gary N., et al.			11/09/1989
	US-5,111,817	05/12/1992	Clark, Justin S., et al.			12/29/1988
	US-5,111,818	05/12/1992	Suzuki, Arata , et al.			05/08/1990
	US-5,120,230	06/09/1992	Clark, William E., et al.			06/03/1991
	US-5,120,421	06/09/1992	Glass, Robert S., et al.			08/31/1990
	US-5,128,752	07/07/1992	Von Kohorn,			10/25/1990
▼	US-5,134,391	07/28/1992	Okada, Sاتuro			01/08/1990
	US-5,142,358	08/25/1992	Jason, Leonard A.			02/11/1991

EXAMINER

/Vanell Frenel/

DATE CONSIDERED

04/13/2008

Substitute for form 1449A/PTO

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<b>First Named Inventor</b>	Brown, Stephen
<b>Group Art Unit</b>	3626
<b>Examiner Name</b>	Unknown

Sheet 4 of 13

Attorney Docket No: 6858P001C4

/VF/	US-5,142,484	08/25/1992	Kaufman, Stephen B., et al.			12/19/1989
	US-5,176,502	01/05/1993	Sanderson, George G., et al.			04/25/1990
	US-5,182,707	01/26/1993	Cooper, Tommy G., et al.			07/23/1990
	US-5,204,670	04/20/1993	Stinton, Vincent D.			08/23/1990
	US-5,222,020	06/22/1993	Takeda, Fumihide			04/13/1990
	US-5,227,874	07/13/1993	Von Kohorn, Henry			10/15/1991
	US-5,228,450	07/20/1993	Sellers, Craig S.			05/03/1991
	US-5,231,990	08/03/1993	Gauglitz, Karl F.			07/09/1992
	US-5,249,044	09/28/1993	Von Kohorn, Henry			05/05/1992
	US-5,251,126	10/05/1993	Kahn, Michael G., et al.			10/29/1990
	US-5,261,401	11/16/1993	Baker, James , et al.			06/27/1991
	US-5,262,943	11/16/1993	Thibado, Michael J., et al.			10/15/1991
	US-5,265,888	11/30/1993	Yamamoto, Masao , et al.			02/19/1993
	US-5,266,179	11/30/1993	Nankai, Shiro , et al.			07/19/1991
	US-5,275,159	01/04/1994	Griebel, Peter			03/20/1992
	US-5,282,950	02/01/1994	Dietze, Werner			07/14/1992
	US-5,299,121	03/29/1994	Brill, Albert R., et al.			06/04/1992
	US-5,301,105	04/05/1994	Cummings, Jr., Desmond D.			04/08/1991
	US-5,304,468	04/19/1994	Phillips, Roger			01/26/1993
	US-5,307,263	04/26/1994	Brown, Stephen J.			11/17/1992
	US-5,309,919	05/10/1994	Snell, Jefferey D., et al.			03/02/1992
	US-5,329,459	07/12/1994	Kaufman, Stephen B., et al.			09/02/1993
	US-5,329,608	07/12/1994	Bocchieri, Enrico L., et al.			08/18/1993
	US-5,331,549	07/19/1994	Crawford, Jr., John M.			07/30/1992
	US-5,339,821	08/23/1994	Fujimoto, Jun			10/26/1992
	US-5,341,291	08/23/1994	Roizen, Michael , et al.			03/08/1993
	US-5,343,239	08/30/1994	Lappington, John P., et al.			11/20/1991
	US-5,344,324	09/06/1994	O'Donnell, Robert D., et al.			07/15/1992
↓	US-5,357,427	10/18/1994	Langen, Pauline A., et al.			03/15/1993

EXAMINER

/Vanel Frenel/

04/13/2008

DATE CONSIDERED

Substitute for form 1449A/PTO  
**INFORMATION DISCLOSURE  
 STATEMENT BY APPLICANT**  
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<b>Application Number</b>	10/605,228
<b>Filing Date</b>	September 16, 2003
<b>First Named Inventor</b>	Brown, Stephen
<b>Group Art Unit</b>	3626
<b>Examiner Name</b>	Unknown

Sheet 5 of 13

Attorney Docket No: 6858P001C4

/VF/	US-5,366,896	11/22/1994	Margrey, Keith S., et al.			07/30/1991
	US-5,371,687	12/06/1994	Holmes, II, John S., et al.			11/20/1992
	US-5,375,604	12/27/1994	Kelly, Clifford M., et al.			12/11/1992
	US-5,377,100	12/27/1994	Pope, Alan T., et al.			03/08/1993
	US-5,390,238	02/14/1995	Kirk, Dan M., et al.			06/15/1992
	US-5,399,821	03/21/1995	Inagaki, Jiro , et al.			10/20/1993
	US-5,410,471	04/25/1995	Alyfuku, Kiyoshi , et al.			02/11/1993
	US-5,410,474	04/25/1995	Fox, David			07/27/1993
	US-5,429,140	07/04/1995	Burdea, Grigore C., et al.			06/04/1993
	US-5,431,691	07/11/1995	Snell, Jeffery D., et al.			03/02/1992
	US-5,434,611	07/18/1995	Tamura, Masakatsu			12/15/1992
	US-5,438,607	08/01/1995	Przygoda, Jr., Chester T., et al.			11/25/1992
	US-5,441,047	08/15/1995	David, Daniel , et al.			05/25/1993
	US-5,454,721	10/03/1995	Kuch, Nina J.			12/30/1993
	US-5,454,722	10/03/1995	Holland, Simon , et al.			11/12/1993
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<b>Application Number</b>	10/605,228
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<b>First Named Inventor</b>	Brown, Stephen
<b>Group Art Unit</b>	3626
<b>Examiner Name</b>	Unknown

Sheet 6 of 13

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Substitute Disclosure Statement Form (PTO-1449)

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. □ Applicant's unique citation designation number (optional) □ Applicant is to place a check mark here if English language Translation is attached

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Sheet 10 of 13		Attorney Docket No: 6858P001C4	

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Substitute for form 1449A/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(Use as many sheets as necessary)</i>		<b>Complete if Known</b> <b>Application Number</b> 10/605,228 <b>Filing Date</b> September 16, 2003 <b>First Named Inventor</b> Brown, Stephen <b>Group Art Unit</b> 3626 <b>Examiner Name</b> Unknown	
Sheet 13 of 13		Attorney Docket No: 6858P001C4	

### OTHER DOCUMENTS -- NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No <sup>1</sup>	Include name of the author (In CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
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